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JUN -9 2004

Paper No. 16

In re Application of
Michael P. Dallmeyer *et al*
Application No. 09/820,888
Filed: March 20, 2001
Attorney Docket No. 051252-5192

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: DECISION ON PETITION
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This is a decision on the petition filed on April 5, 2004 by which petitioners request withdrawal of the examiner's holding that this application stands abandoned for failure to file a proper and timely reply to the final Office action dated June 3, 2003. The petition is considered pursuant to 37 CFR 1.181, and no fee is required.

The petition is granted.

Petitioners allege that the application is not abandoned because a reply to the Office letter in question was actually filed on June 26, 2003. The reply has now been located and associated with the application file. Therefore, it is clear that this application is not abandoned.

Accordingly, the Notice of Abandonment is hereby vacated, the holding of abandonment is withdrawn, and the application is restored to pending status. The application is being forwarded to the Head Supervisory Applications Examiner for entry of the Information Disclosure Statement (IDS) filed on June 3, 2003. Thereafter, the application will be forwarded to the examiner for appropriate handling of the IDS.

PETITION GRANTED.

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